

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
(Alexandria Division)**

**BOARD OF TRUSTEES SHEET METAL  
WORKERS' NATIONAL PENSION FUND,**  
*et al.,*

**Plaintiffs,**

**Case No. 1:22-cv-1294-PTG-WEF**

**V.**

**NEW YORK CHUTES, LLC,**

**Defendant.**

## NOTICE OF HEARING

Please take notice that on Friday, December 8, 2023, at 10:00 a.m. or as soon thereafter as counsel may be heard, Defendant, through undersigned counsel, will appear before this Honorable Court, in the United States District Courthouse, 401 Courthouse Square, Alexandria, Virginia, 22314, and request the Court to rule on its Motion to Set Aside Default.

Dated: December 7, 2023

Respectfully submitted,

/s/ Micah E. Ticatch  
MICAH E. TICATCH  
Virginia Bar No. 83351  
ISLER DARE, P.C.  
1945 Old Gallows Road, Suite 650  
Vienna, Virginia 22182  
Telephone: (703) 748-2690  
Facsimile: (703) 748-2695  
E-Mail: [mticatch@islerdare.com](mailto:mticatch@islerdare.com)  
*Counsel for Defendant*  
*New York Chutes, LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 7<sup>th</sup> day of December 2023, I electronically filed the foregoing with the Clerk of the U.S. District Court for the Eastern District of Virginia using the CM/ECF system, which automatically sends the foregoing via email to:

Diana M. Bardes, Esq. (VA Bar No. 81831)  
Mooney, Green, Saindon, Murphy & Welch, P.C.  
1920 L Street, NW, Suite 400  
Washington, D.C. 20036  
(202) 783-0010  
(202) 783-6088 (facsimile)  
dbardes@mooneygreen.com  
*Counsel for Plaintiff Funds*

/s/ Micah E. Ticatch  
MICAH E. TICATCH  
Virginia Bar No. 83351  
ISLER DARE, P.C.  
1945 Old Gallows Road, Suite 650  
Vienna, Virginia 22182  
Telephone: (703) 748-2690  
Facsimile: (703) 748-2695  
E-Mail: mticatch@islerdare.com  
*Counsel for Defendant*  
*New York Chutes, LLC*